

RECEIVED  
CENTRAL FAX CENTER

ROACH, BROWN, McCARTHY & GRUBER, P.C.  
1620 Liberty Building  
Buffalo, New York 14202  
(716) 852-0400  
FAX  
(716) 852-2535

MAY - 8 2006

TO: Commissioner for Patents

COMPANY: USPTO

FAX NO.: 1-571-273-8300

FROM: Kevin D McCarthy

RE: 10/728,498 - Our Ref: U-03-151

DATE: 5/8/06

NUMBER OF PAGES TRANSMITTED: COVER + 13

MESSAGE:

PLEASE CONTACT \_\_\_\_\_ IMMEDIATELY IF ALL PAGES ARE NOT  
RECEIVED OR IF WE ARE DISCONNECTED DURING TRANSMISSION.

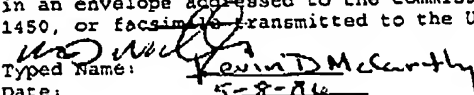
NOTICE TO RECIPIENT: The information contained in this facsimile transmission is attorney privileged and confidential information intended solely for the use of the addressee named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original facsimile transmission to us by mail.  
Thank you.

RECEIVED  
CENTRAL FAX CENTER

MAY - 8 2006

## Certificate of Mailing or Transmission

I, the undersigned, hereby certify that this correspondence along with other possible documents has been deposited with the U.S. Postal Service by first class mail, postage pre-paid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on May 8, 2006.

Typed Name:  
Date:  
5-8-06

Patent 0-03-151

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Flick et al.  
Serial no.: 10/728,498  
Filed: December 5, 2003  
Title: Vibrational and Pulsating Cushion Device  
Examiner: N/A  
Art Unit: N/A

---

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Dear Sir/Madam:

## Information Disclosure Statement

Applicant submits the enclosed information disclosure statement that is being filed prior to the first office action and the international search report which was mailed within 3 months of this submission. Accordingly, it is applicant's opinion that the examiner at the U.S. Patent and Trademark Office should consider these references in determining the patentability of this application.

If Applicant becomes aware of other relevant references that are not cumulative of the submitted references, Applicant will submit them.

Respectfully submitted

  
Kevin D. McCarthy  
Reg. No. 35,278

Roach, Brown, McCarthy & Gruber, P.C.  
1620 Liberty Building - 420 Main Street  
Buffalo, New York 14202

**MAY - 8 2006**

